IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
TUESDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE
:PRESENT:
THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR
IA No. 1 OF 2002(WPMP.No.30218 of 2002)
IN
WP NO: 10321 OF 1997

Between:

M/S./Hyderabad Engineering Industries (USHA) HYD.

...Petitioner/Petitioner

AND

1. The Mandal Revenue Inspector, Balanagar Mandal, Hyderabad, Rangareddy District.
2. The Mandal Revenue Officer, Balanagar Mandal, Ranagareddy District.
3. The Revenue Divisional Officer, Chevella Division. Domalguda, Hyderabad.
4. The Government of Andhra Pradesh, Represented by its District Collector, Ranga Reddy District, Hyderabad.

(Respondent No.4 is impleaded as per Court Order dated 31.10.2023 Vide IA.No.1 of 2013 (WP.MP.No.8311 of 2013) in WP No.10321 of 1997)

...Respondents/Respondents

Counsel for the Petitioner : **M S R SUBRAHMANYAM**
Counsel for the Respondents: **SRI GADI PRAVEEN KUMAR (DEPUTY SOLICITOR GENERAL OF INDIA)**

Petition Under Section 151 of CPC, the High Court may be pleased to direct the respondents to return Rs.Two lakhs deposited by the petitioner on 27/06/1997 with the 2nd respondent in pursuance of the orders of the High Court dated:06.05.97 in W.P.M.P.12525/97 in W.P.No.10321/97 consequent on the allowing of the above Writ Petition by the Honble High Court, Pending disposal of WP No. 10321 of 1997, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER

Mr. Gadi Praveen Kumar, learned Deputy Solicitor General of India for the respondents.

The writ petition namely W.P.No.10321 of 1997 is filed challenging the destraint order dated 03.05.1997 against the petitioner issued by Mandal Revenue Inspector, Balanagar Mandal under Section 8 of Andhra Pradesh

Revenue Recovery Act, 1864. The writ petition is allowed by a Division Bench of this Court by an order dated 21.06.2001.

In compliance of the interim order dated 06.05.1997 passed in W.P.No.10321 of 1997, the petitioner claims to have deposited a sum of Rs.2.00 lakhs.

By means of I.A.No.1 of 2002 (WPMP.No.30218 of 2002), the petitioner seeks refund of an amount of Rs.2.00 lakhs.

None has appeared on behalf of the petitioner.

In case the petitioner has deposited a sum of Rs.2.00 lakhs in compliance of the interim order dated 06.05.1997 passed in W.P.No.10321 of 1997, the same shall be refunded to the petitioner on verification.

Accordingly, I.A.No.1 of 2002 (WPMP.No.30218 of 2002) is allowed.

SD/- K. VENKAIAH
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Mandal Revenue Inspector, Balanagar Mandal, Hyderabad, Rangareddy District.
2. The Mandal Revenue Officer, Balanagar Mandal, Ranagareddy District.
3. The Revenue Divisional Officer, Chevella Division, Domalguda, Hyderabad.
4. The Government of Andhra Pradesh, Represented by its District Collector, Ranga Reddy District, Hyderabad. (1 to 4 By RPAD)
5. One CC to SRI. M S R SUBRAHMANYAM Advocate [OPUC]
6. One CC to SRI GADI PRAVEEN KUMAR(DEPUTY SOLICITOR GENERAL OF INDIA) [OPUC]
7. One spare copy

HIGH COURT

HCJ
AND
NVSKJ

DATED:31/10/2023

ORDER

IA No. 1 OF 2002(WPMP.No.30218 of 2002)
IN
WP NO: 10321 OF 1997

DIRECTION